

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Case No. 10-cv-03570 (PAM/JJK)

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Operating Engineers Local #49 Health and  
Welfare Fund and Central Pension Fund of  
the International Union of Operating  
Engineers and Participating Employers,  
Local #49 International Union of Operating  
Engineers and Associated General  
Contractors of Minnesota Apprenticeship  
and Training  
Program and their Trustees,

Plaintiffs,

vs.

Mann Valley Excavating, Inc. and  
Erik P. Paulson, individually,

Defendants.

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**ORDER FOR  
DISMISSAL**

This matter is hereby dismissed without prejudice and without costs to either  
party.

IT IS SO ORDERED:

Dated: February 11, 2010

BY THE COURT:

s/Paul A. Magnuson

The Honorable Paul A. Magnuson  
United States District Court Judge